

R307-341

2. Title: Davis and Salt Lake Counties and Ozone Nonattainment Areas: Cutback Asphalt.

3. Type of notice: Amend

4. Purpose of the rule or reason for the change:

The purpose of this amendment is to clarify the rule by deleting obsolete language, adding language to align the rule with the new ozone maintenance plan, and making other minor grammatical corrections. These amendments are part of revisions to rules related to the ozone maintenance plan (see separate filing on R307-307-101-2, R307-110-13, R307-320, R307-326, R307-325, R307-327, R307-328, R307-332, R307-335, R307-340, R307-342, and R307-343 in this issue.)

6. Summary of the rule change:

References to Salt Lake and Davis Counties were replaced by the term “ozone maintenance area.” Other grammatical corrections were made throughout R307-341 to improve the readability of the rule. Obsolete language was deleted throughout the R307-341. In addition, the definition for the term “asphalt” has been moved from R307-101-2 (see separate filing on R307-101-2 in this issue) to R307-341. This definition comes from the CTG titled, *Control of Volatile Organic Compounds from use of Cutback Asphalt*, EPA-450/2-077-037, December 1977, and was added to the general definitions when this RACT rule was adopted in the early 1980’s. The term asphalt is used in several other rules; however, in those rules the common usage of the term asphalt is more appropriate than the specific language in this definition.

7. Aggregate anticipated cost or savings to:

- a. State budget:** Because these revisions do not create any new requirements, no change in costs is expected to the state budget.
- b. Local government:** Because these revisions do not create any new requirements, no change in costs is expected for local governments.
- c. Other persons:** Because these revisions do not create any new requirements, no change in costs is expected for other persons.

8. Compliance costs for affected persons:

Because these revisions do not create any new requirements, no change in costs is expected for affected persons.

9. Comments by the Dept head on the fiscal impact the rule may have on businesses:

Because these revisions do not create new requirements, no change to costs is expected for businesses. (Dr. Dianne R. Nielson, Executive Director, Department of Environmental Quality)

10. Authorizing statute: 19-2-104(1)(a)

11. Materials incorporated by reference?

12. Public comment and hearing info: October 17, 2006 at 2 pm in Room 101 of the DEQ Building at 168 N 1950 West in Salt Lake City.

13. May become effective on: December 7, 2006

14. Keywords: air pollution, emission controls, asphalt, solvent

Authorizing signature

Date